

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 56th LEGISLATURE - REGULAR SESSION

COMMITTEE ON BUSINESS AND LABOR

Call to Order: By **CHAIRMAN BRUCE SIMON**, on January 11, 1999 at 800 A.M., in Room 104 Capitol.

ROLL CALL

Members Present:

Rep. Bruce Simon, Chairman (R)
Rep. Bob Pavlovich, Vice Chairman (D)
Rep. Paul Sliter, Vice Chairman (R)
Rep. Joe Barnett (R)
Rep. Rod Bitney (R)
Rep. Sylvia Bookout-Reinicke (R)
Rep. Roy Brown (R)
Rep. David Ewer (D)
Rep. Carol C. Juneau (D)
Rep. Billie Krenzler (D)
Rep. Bob Lawson (R)
Rep. Gay Ann Masolo (R)
Rep. Gary Matthews (D)
Rep. Joe McKenney (R)
Rep. Carolyn Squires (D)
Rep. Jay Stovall (R)
Rep. Cliff Trexler (R)
Rep. Carley Tuss (D)

Members Excused: None.

Members Absent: None.

Staff Present: Stephen Maly, Legislative Branch
Pati O'Reilly, Committee Secretary

Please Note: These are summary minutes. Testimony and discussion are paraphrased and condensed.

Committee Business Summary:

Hearing(s) & Date(s) Posted: HB 43,98,100,101,112-1/5/99
Executive Action: HB 112,100,101,88,31

HEARING ON HB 112

Sponsor: Rep. Hedges, Dept of Commerce requested ability to fine cosmetologist for late licensing and violations.

EXHIBIT (buh07a01) & **EXHIBIT** (buh07a02)

{Tape : 1; Side : A; Approx. Time Counter : 0 - 77}

Proponents: Wendell Peterson, V. Chairman of Board of Cosmetology. **EXHIBIT** (buh07a03) **EXHIBIT** (buh07a04)

{Tape : 1; Side : A; Approx. Time Counter : 77 - 156}

Opponents:

Vince Maddio, Owner of Beauty School

{Tape : 1; Side : A; Approx. Time Counter : 156 - 185}

Sandy Smith, Cosmetologist, Dillard and Co.

{Tape : 1; Side : A; Approx. Time Counter : 185 - 199}

Connie Collins, Cosmetologist, Dillard and Co.

{Tape : 1; Side : A; Approx. Time Counter : 199 - 207}

Debra Morrison, Beautician

{Tape : 1; Side : A; Approx. Time Counter : 207 - 212}

Roy Duncan, Beautician

{Tape : 1; Side : A; Approx. Time Counter : 212 - 218}

Dan Waylon, Cosmetologist

{Tape : 1; Side : A; Approx. Time Counter : 218 - 234}

Questions from Committee Members and Responses:

Reps. Krenzler and Tuss questions Perry Estridge

{Tape : 1; Side : A; Approx. Time Counter : 234 - 258}

Reps. Sliter and Ewer questions Perry Estridge

{Tape : 1; Side : A; Approx. Time Counter : 258 - 292}

Rep. Ewer questions Jeannie Warseck

{Tape : 1; Side : A; Approx. Time Counter : 292 - 306}

Rep. Simon questions Estridge and Warseck

{Tape : 1; Side : A; Approx. Time Counter : 306 - 366}

Rep. Juneau questions Peterson

{Tape : 1; Side : A; Approx. Time Counter : 366 - 500}

Rep. Sliter & Bitney questions Estridge and Maddio
{Tape : 1; Side : B; Approx. Time Counter : 0 - 88}

Rep. Squires questions Warseck
{Tape : 1; Side : B; Approx. Time Counter : 88 - 127}

Rep. Tuss questions Warseck
{Tape : 1; Side : B; Approx. Time Counter : 127 - 139}

Closing by Sponsor: Rep. Hedges closed HB 112
{Tape : 1; Side : B; Approx. Time Counter : 139 - 169}

HEARING ON HB 101

Sponsor: Rep. Bookout, HD 71 introduced HB 101.
{Tape : 1; Side : B; Approx. Time Counter : 169 - 181}

Proponents: Jan Sensebaugh, Dept. of Env. Quality
{Tape : 1; Side : B; Approx. Time Counter : 181 - 216}

Duane Steinmetz, Chairman Board of Plumbers
{Tape : 1; Side : B; Approx. Time Counter : 216 - 225}

Opponents: None

Questions from Committee Members and Responses: None

Closing by Sponsor: Rep. Bookout closed HB 101.
{Tape : 1; Side : B; Approx. Time Counter : 225 - 229}

HEARING ON HB 98

Sponsor: Rep. Simon, HD 18 introduced HB 98.
{Tape : 1; Side : B; Approx. Time Counter : 229 - 283}

Proponents: Duane Steinmetz, Chairman Board of Plumbers
EXHIBIT (buh07a05) **EXHIBIT** (buh07a06)
{Tape : 1; Side : B; Approx. Time Counter : 283 - 330}

Carl Schweitzer, Plumbers Association **EXHIBIT** (buh07a07)
EXHIBIT (buh07a08)
{Tape : 1; Side : B; Approx. Time Counter : 330 - 348}

Zak Pallister, Plumbing and Heating Contractor
{Tape : 1; Side : B; Approx. Time Counter : 348 - 400}

John Forken, MT Plumbers and Pipefitters Union

{Tape : 1; Side : B; Approx. Time Counter : 400 - 416}

Tim Coleman, Board of Plumbers member

{Tape : 1; Side : B; Approx. Time Counter : 416 - 472}

Stuart Doggett, Montana Manufactured Housing

{Tape : 1; Side : B; Approx. Time Counter : 472 - 500}

Opponents:

Gene Fenderson, AFL-CIO

{Tape : 2; Side : A; Approx. Time Counter : 0 - 16}

Alec Hanson, Mt. League of Town and Cities

{Tape : 2; Side : A; Approx. Time Counter : 16 - 55}

Questions from Committee Members and Responses:

Rep. Stovall questions Steinmetz

{Tape : 2; Side : A; Approx. Time Counter : 55 - 141}

Rep. Krenzler questions Steinmetz

{Tape : 2; Side : A; Approx. Time Counter : 141 - 150}

Rep. Bitney questions Steinmetz

{Tape : 2; Side : A; Approx. Time Counter : 150 - 204}

Rep. Ewer questions Rep. Simon

{Tape : 2; Side : A; Approx. Time Counter : 204 - 314}

Reps. Stovall and Krenzler questions Rep. Simon

{Tape : 2; Side : A; Approx. Time Counter : 314 - 411}

Closing by Sponsor: Rep. Simon closed HB 98.

{Tape : 2; Side : A; Approx. Time Counter : 411 - 500}

HEARING ON HB 100

Sponsor: Rep. Simon, HD 18 introduced HB 100.

{Tape : 2; Side : B; Approx. Time Counter : 0 - 11}

Proponents: Frank Cote, Deputy Commission of Insurance, State Auditor Office.

{Tape : 2; Side : B; Approx. Time Counter : 11 - 54}

David Dennis-D A Davidson Company employee

{Tape : 2; Side : B; Approx. Time Counter : 54 - 67}

Steve Turkowitz, MT Auto Dealers Assn.

{Tape : 2; Side : B; Approx. Time Counter : 67 - 73}

John Cadby, MT Bankers Assn.

{Tape : 2; Side : B; Approx. Time Counter : 73 - 80}

Mr. Ward Shanahan, Helena attorney. **EXHIBIT**(buh07a09)

{Tape : 2; Side : B; Approx. Time Counter : 80 - 87}

Don Allen, Montana Medical Benefit Plan

{Tape : 2; Side : B; Approx. Time Counter : 87 - 136}

Greg Van Horrsen, State Farm Insurance and American Insurance Assn.

{Tape : 2; Side : B; Approx. Time Counter : 136 - 146}

Roger McGlen, Ex. Dir. Montana Insurance Agents of MT

{Tape : 2; Side : B; Approx. Time Counter : 146 - 150}

Mark Baker, American Council of Life Insurers.

{Tape : 2; Side : B; Approx. Time Counter : 150 - 167}

Opponents: None

Questions from Committee Members and Responses:

Rep. Sliter questions Frank Cote.

{Tape : 2; Side : B; Approx. Time Counter : 167 - 198}

Closing by Sponsor: Rep. Simon closed HB 100.

{Tape : 2; Side : B; Approx. Time Counter : 198 - 210}

HEARING ON HB 43

Sponsor: Rep. Pavlovich, HD 37 introduced HB 43.

{Tape : 2; Side : B; Approx. Time Counter : 210 - 438}

Proponents: None

Opponents: Jim Opperdahl, Dept of Justice.

{Tape : 2; Side : B; Approx. Time Counter : 438 - 500}

Ellen Angstad, Don't Gamble with the Future. **EXHIBIT**(buh07a11)

{Tape : 3; Side : A; Approx. Time Counter : 0 - 70}

Questions from Committee Members and Responses:

Rep. Stovall questions Rep. Pavlovich

{Tape : 3; Side : A; Approx. Time Counter : 70 - 110}

Rep. Simon questions Jim Opperdahl

{Tape : 3; Side : A; Approx. Time Counter : 110 - 120}

Rep. Bookout questions Jim Opperdahl

{Tape : 3; Side : A; Approx. Time Counter : 120 - 142}

Closing by Sponsor: Rep. Pavlovich closed HB 43.

{Tape : 3; Side : A; Approx. Time Counter : 142 - 143}

Mr. Lund, rancher from Miles City testified about the problems with the Building Codes. Lund came on the wrong day and his testimony is for the following Monday. Reps. Bookout, Stovall, Ewer, Sliter, and Squires questions Lund.

{Tape : 3; Side : A; Approx. Time Counter : 143 - 444}

EXECUTIVE ACTION ON HB 100

Motion/Vote: Rep. Pavlovich moved that HB 100 be tabled. Motion carried 18-0.**EXHIBIT**(buh07a10)

{Tape : 2; Side : B; Approx. Time Counter : 198 - 210}

EXECUTIVE ACTION ON HB 101

Motion/Vote: REP. BOOKOUT-REINICKE moved that HB 101 DO PASS.

Motion carried unanimously.

{Tape : 3; Side : A; Approx. Time Counter : 210 - 444}

EXECUTIVE ACTION ON HB 112

Motion/Vote: REP. SQUIRES moved that HB 112 DO PASS. Motion failed 1-17 with Squires voting aye.

{Tape : 3; Side : A; Approx. Time Counter : 444 - 500; Comments : on to tape 3-B at 70}

Substitute Motion/Vote: Rep. Pavlovich made a substitute motion that HB 112 be tabled. Substitute motion carried unanimously.

{Tape : 3; Side : B; Approx. Time Counter : 70 - 88}

EXECUTIVE ACTION ON HB 88

Motion/Vote: Rep. Matthews moved that HB 88 **DO PASS**. Motion carried 12-6 with Bitney, Sliter, Brown, Lawson, McKenney and Simon voting no.

{Tape : 3; Side : B; Approx. Time Counter : 88 - 260}

EXECUTIVE ACTION ON HB 31

Motion: Rep. Tuss moved that HB 31 **DO PASS**.

{Tape : 3; Side : B; Approx. Time Counter : 260 - 271}

Motion: Rep. Tuss moved that HB 31 **BE AMENDED. EXHIBIT** (buh07a12)

{Tape : 3; Side : B; Approx. Time Counter : 271 - 300}

Motion: Rep. Tuss moved that HB 31-segregate amendments 1-2-3-4 from 5 thru 12 **BE AMENDED**.

{Tape : 3; Side : B; Approx. Time Counter : 300 - 500}

Substitute Motion/Vote: Rep. Tuss made a substitute motion that HB 31-move amendments 5 thru 12 **BE AMENDED**. Substitute motion carried unanimously.

{Tape : 4; Side : A; Approx. Time Counter : 0 - 49}

Motion/Vote: Rep. Sliter moved that HB 31 amendments 1 thru 4 **BE AMENDED**. Motion failed 9-9 with Sliter, Bitney, Brown, Barnett, Lawson, McKenney, Stovall, Masolo and Simon voting aye.

{Tape : 4; Side : A; Approx. Time Counter : 49 - 185}

Motion/Vote: Rep. Tuss moved that HB 31 **DO PASS AS AMENDED**.

Motion failed 9-9. Motion failed 9-9 with Sliter, Bitney, Brown, Barnett, Lawson, McKenney, Stovall, Masolo and Simon voting no.

{Tape : 4; Side : A; Approx. Time Counter : 185 - 200}

Motion/Vote: Rep. Sliter moved that HB 31 **BE TABLED**. Motion failed 9-9. Motion failed 9-9 with Sliter, Bitney, Brown, Barnett, Lawson, McKenney, Stovall, Masolo and Simon voting aye.

{Tape : 4; Side : A; Approx. Time Counter : 200 - 250}

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ADJOURNMENT

Adjournment: 11:48 A.M.

REP. BRUCE SIMON, Chairman

PATI O'REILLY, Secretary

BS/PO

EXHIBIT (buh07aad)